

**BAKER & HOSTETLER LLP**

Jorian L. Rose  
45 Rockefeller Plaza  
New York, New York 10111  
Telephone: (212) 589-4200  
Facsimile: (212) 589-4201

*Counsel to the Examiner, John J. Carney*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

-----X-----  
In re: : Chapter 11  
FIRESTAR DIAMOND, INC., et al., : Case No. 18-10509 (SHL)  
Debtors. : (Jointly Administered)  
-----X-----

**FIRST MONTHLY STATEMENT OF FEES OF  
JOHN L. CARNEY, AS EXAMINER  
PURSUANT TO BANKRUPTCY CODE SECTIONS 330 AND 331  
FOR THE PERIOD FROM APRIL 19, 2018 THROUGH APRIL 30, 2018**

|   |  |
|---|--|
| Name of Applicant:  | John L. Carney, Examiner   |
| Authorized to Provide<br>Professional Services to:  | Firestar Diamond, Inc. (“Firestar”), Fantasy,<br>Inc. (“Fantasy”) and A. Jaffe, Inc. (“Jaffee,”<br>and together with Firestar and Fantasy, the<br>“Debtors”) |
| Effective Date of Retention:  | April 19, 2018   |
| Period for Which Compensation<br>and Reimbursement is Sought:                                       | April 19, 2018 through April 30, 2018<br>(“Statement Period”)  |
| Objection Deadline:   | June 18, 2018  |
| Compensation Sought as Actual,<br>Reasonable and Necessary for<br>Statement Period for all debtors: | \$ 8,968.00  |

Reimbursement of Expenses Sought as  
Actual, Reasonable and Necessary for  
Statement Period for all debtors: \$ 0.00

Compensation Payable After Objection  
Deadline (80%): \$ 7,174.40

Reimbursement of Expenses Payable  
After Objection Deadline (100%) \$ 0.00

**TIME SUMMARY BY BILLING CATEGORY**  
For the Period of April 19, 2018 through April 30, 2018

| <b>Billing Category</b> | <b>Total Hours</b> | <b>Total Compensation</b> |
|-------------------------|--------------------|---------------------------|
| Examiner's Time (004)   | 15.20              | \$8,968.00                |
| <b>Total</b>            | <b>15.20</b>       | <b>\$8,968.00</b>         |

**TIME SUMMARY BY PROFESSIONAL**  
For the Period of April 19, 2018 through April 30, 2018

| <b>Name</b>    | <b>Position;<br/>Experience</b> | <b>Hourly Rate</b> | <b>Total<br/>Hours</b> | <b>Total<br/>Compensation</b> |
|----------------|---------------------------------|--------------------|------------------------|-------------------------------|
| John L. Carney | Partner; admitted in<br>1990    | \$590.00           | 15.20                  | \$8,968.00                    |
| <b>Total</b>   |                                 |                    | <b>15.20</b>           | <b>\$8,968.00</b>             |

Attached hereto as **Exhibit A** are contemporaneously maintained time entries for the Statement Period.

In accordance with the *Order Pursuant to Sections 105(a) and 331 of the Bankruptcy Code, Bankruptcy Rule 2016 and Local Rule 2016-1 Establishing Procedures for Monthly Compensation and Reimbursement of Expenses of Professionals*, dated March 29, 2018 (the “Interim Compensation Order”) [Docket No. 82], John L. Carney, Examiner (“Examiner”), through his undersigned counsel, hereby submits this first monthly fee statement (the “First Monthly Fee Statement”), seeking compensation for services rendered as Examiner, for the period from April 19, 2018 through April 30, 2018. By this First Monthly Fee Statement, Examiner seeks payment in the amount of \$7,174.40, which is comprised of (i) eighty percent (80%) of the total amount of compensation sought for actual and necessary services rendered during the Statement Period.

**NOTICE AND OBJECTION PROCEDURES**

Notice of this First Monthly Fee Statement shall be given by email or hand or overnight delivery upon: (a) the Debtors, 592 5th Avenue, 3rd Floor, New York, New York 10036, attn.: Mark Samson, Chief Restructuring Officer; (b) the Debtors’ counsel, Klestadt Winters Jureller Southard & Stevens, LLP, 200 West 41st Street, 17th Floor, New York, New York 10018, attn.: Ian R. Winters and Joseph C. Corneau, and Forchelli Deegan Terrana LLP, 333 Earle Ovington Blvd., Suite 1010, Uniondale, New York 11553, attn.: Gerard R. Luckman; (c) counsel to Israel Discount Bank of New York, Troutman Sanders LLP, 875 Third Avenue, New York, New York 10022 attn.: Brett D. Goodman and Troutman Sanders LLP, 600 Peachtree Street, NE., Suite 3000, Atlanta, Georgia 30308 attn.: Harris B. Winsberg and Matthew R. Brooks; (d) counsel to HSBC Bank USA, LLC, Allen & Overy LLP, 1221 Avenue of the Americas, New York, New York 10020, attn.: Ken Coleman; (e) counsel to any Official Committee of Unsecured Creditors appointed in the Chapter II Cases (the “Committee”), if one is appointed; and (f) the Office of the

United States Trustee, 201 Varick Street, Suite 1006, New York, New York 10014, attn.: Richard Morrissey (each a “Notice Party” and collectively, the “Notice Parties”).

Objections to this First Monthly Fee Statement, if any, must be served upon the Notice Parties, and by hand or overnight delivery upon Baker & Hostetler LLP, 45 Rockefeller Plaza, New York, New York 10111, Attn: Jorian L. Rose, no later than June 18, 2018 at 4:00 p.m. (Prevailing Eastern Time) (the “Objection Deadline”), setting forth the nature of the objection and the specific amount of fees or expenses at issue.

If no objections to this First Monthly Fee Statement are received by the Objection Deadline, the Debtors shall promptly pay Examiner 80% of the fees identified in this First Monthly Fee Statement.

To the extent that an objection to this First Monthly Fee Statement is received on or before the Objection Deadline, the Debtors shall withhold payment of that portion of this First Monthly Fee Statement to which the objection is directed and promptly pay the remainder of the fee percentages set forth above. To the extent such an objection is not resolved, it shall be preserved and scheduled for consideration at the next interim fee application hearing.

**RESERVATION OF RIGHTS**

Examiner reserves the right to amend the fees sought herein in the event that a subsequent review of Examiner's records reveals that additional professional services were rendered or expenses incurred which were not processed in advance of this First Monthly Fee Statement. In the event such amendments are required, Examiner reserves the right to seek such additional fees or expenses in any subsequent fee applications or monthly fee statements.

Dated: New York, New York  
June 1, 2018

**BAKER & HOSTETLER LLP**

By: /s/ Jorian L. Rose  
Jorian L. Rose  
45 Rockefeller Plaza  
New York, New York 10111  
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Facsimile: (212) 589-4201  
Email: [jrose@bakerlaw.com](mailto:jrose@bakerlaw.com)

*Counsel to the Examiner, John J. Carney*

**EXHIBIT A**

**TIME/EXPENSE RECORDS**

# BakerHostetler

John Carney as Examiner in Firestar Diamond  
Bankruptcy  
Baker & Hostetler LLP  
Rockefeller Center  
45 Rockefeller Plaza  
New York, NY 10111

Invoice Date: 05/21/18  
Invoice Number: 50503821  
B&H File Number: 08501/111870/000004  
Taxpayer ID Number: 34-0082025  
Page 1

Regarding: Examiner's Time (only to be used by John Carney)

For professional services rendered through April 30, 2018

**BALANCE FOR THIS INVOICE DUE BY 06/20/18 \$ 8,968.00**

## Remittance Copy

Please include this page with payment

**Invoice No: 50503821**

**Firm Contact Information**

Christine Fagan  
(212) 589-4251  
cfagan@bakerlaw.com

|  |  |
|--|--|
| <b>Please Remit To:</b><br>Baker & Hostetler LLP<br>P.O. Box 70189<br>Cleveland, OH 44190-0189 | <b>FOR WIRE REMITTANCES:</b><br>Baker & Hostetler LLP<br>KeyBank, N.A., Cleveland, OH<br>Account No: 1001516552 / ABA 041001039<br><u>SWIFT Code: KEYBUS33</u> |
| <b>Reference Invoice No:</b><br><b>50503821</b>  | Email the "Remittance Copy" to<br><a href="mailto:bakerlockbox@bakerlaw.com">bakerlockbox@bakerlaw.com</a>   |

# BakerHostetler

John Carney as Examiner in Firestar Diamond Bankruptcy  
Baker & Hostetler LLP  
Rockefeller Center  
45 Rockefeller Plaza  
New York, NY 10111

Invoice Date: 05/21/18  
Invoice Number: 50503821  
B&H File Number: 08501/111870/000004  
Taxpayer ID Number: 34-0082025  
Page 2

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Regarding: Examiner's Time (only to be used by John Carney)

For professional services rendered through April 30, 2018

|             |    |                 |
|-------------|----|-----------------|
| <b>Fees</b> | \$ | <b>8,968.00</b> |
|-------------|----|-----------------|

|   |    |                 |
|---|----|-----------------|
| <b>BALANCE FOR THIS INVOICE DUE BY 06/20/18</b> | \$ | <b>8,968.00</b> |
|---|----|-----------------|

**Baker&Hostetler LLP**

*Atlanta Chicago Cincinnati Cleveland Columbus Costa Mesa Denver*  
*Houston Los Angeles New York Orlando Philadelphia Seattle Seattle Washington, DC*

John Carney as Examiner in Firestar Diamond Bankruptcy

Invoice Date: 05/21/18  
Invoice Number: 50503821  
Matter Number: 111870.000004  
Page 3

Regarding: **Examiner's Time (only to be used by John Carney)**

Matter Number: 111870.000004

| Name          | Hours        | Rate      | Amount             |
|---------------|--------------|-----------|--------------------|
| Carney John J | 15.20        | \$ 590.00 | \$ 8,968.00        |
| <b>Total</b>  | <b>15.20</b> |           | <b>\$ 8,968.00</b> |

| Date         | Name          | Description   | Hours        | Amount             |
|--------------|---------------|---|--------------|--------------------|
| 04/23/18     | Carney John J | Review and analysis of investigative plan and background materials. | 3.90         | 2,301.00           |
| 04/24/18     | Carney John J | Preparation and interview of [REDACTED].                            | 1.20         | 708.00             |
| 04/24/18     | Carney John J | Preparation and interview potential forensic accountants.           | 2.40         | 1,416.00           |
| 04/24/18     | Carney John J | Review and analysis of investigative plan.                          | 3.70         | 2,183.00           |
| 04/30/18     | Carney John J | Formulation of investigative plan and background development.       | 4.00         | 2,360.00           |
| <b>Total</b> |               |   | <b>15.20</b> | <b>\$ 8,968.00</b> |

**Baker & Hostetler LLP**

Atlanta Chicago Cincinnati Columbus Costa Mesa Denver  
Houston Los Angeles New York Cleveland Orlando Philadelphia Seattle Washington, DC